

**RESULTS OF INVESTIGATION:** Analysis showed that the article contained (1-gr. tablets) 80 percent, ( $\frac{1}{2}$ -gr. tablets) 46 percent, and ( $\frac{1}{4}$ -gr. tablets) 82 percent of the declared amounts of saccharin. The article in the bottles was repacked and labeled by the dealer from bulk stock shipped as described above.

**LBELED:** 6-21-62, E. Dist. N.Y.

**CHARGE:** 402(b)(1)—when shipped and while held for sale, the valuable constituent, namely, saccharin, had been in part omitted or abstracted from the article; and 403(a)—the label statements (drum) "1 Grain" and " $\frac{1}{4}$  Grain" and (btl.) " $\frac{1}{2}$  Grain" and " $\frac{1}{4}$  Grain" were false and misleading.

**DISPOSITION:** 7-27-62. Default—destruction.

**28493. Gera-Vite tablets and M-C-V tablets.** (F.D.C. No. 47401. S. Nos. 4-737/8 T.)

**QUANTITY:** 179 100-tablet btls. of Gera-Vite tablets and 123 100-tablet btls. of M-C-V tablets, at Norfolk, Va.

**SHIPPED:** 7-19-56 and 12-19-58, from Philadelphia, Pa.

**LABEL IN PART:** (Btl.) "Special Gera-Vite Formula Liver-Vitamin-Mineral Tablets Provides more than the minimum daily requirement of Vit B-1, Riboflavin and Iron" and "Improved Formula M-C-V Tablets \* \* \* Minerals-Calcium-Vitamins Each Tablet Contains: \* \* \* Folic Acid 0.25 mg. \* \* \* Adult Dose: One to three tablets a day."

**LBELED:** 3-21-62, E. Dist. Va.

**CHARGE:** 402(a)(2)(C)—while held for sale, the M-C-V Tablets contained a food additive, namely, folic acid, which was unsafe within the meaning of 409, since it and its use, or intended use were not in conformity with a regulation or exemption in effect pursuant to 409; and 403(j)—the articles purported to be and were represented as food for special dietary use by reason of their vitamin and mineral content, and their labels failed to bear, as required by regulations, a statement of the proportion of the minimum daily requirement, for (Gera-Vite) thiamine chloride, riboflavin, ascorbic acid, niacinamide, calcium, phosphorus and iron, and (M-C-V tablets) vitamins A, D, B-1, B-2, calcium, iron, niacinamide, and ascorbic acid supplied by such food when consumed in a specified quantity during a period of one day.

**DISPOSITION:** 4-12-62. Default—destruction.

**28494. Vitamin products.** (F.D.C. No. 47554. S. Nos. 55-306/18 T.)

**QUANTITY:** 5 50-tablet btls., 3 100-tablet btls., and 3 250-tablet btls. of Formula 445; 11 100-tablet btls. of Formula 267; 4 250-tablet btls. of Formula 70; 4 100-tablet btls. and 3 250-tablet btls. of Formula 56; 2 500-tablet btls. and 22 250-tablet btls. of Formula 49; 7 50-tablet btls., 7 250-tablet btls. and 18 100-tablet btls. of BeBex; 2 500-tablet btls. of vitamin B complex; 1 1,080-tablet btl. and 4 180-tablet btls. of Nutrifax; 1 810-tablet btl. and 2 540-tablet btls. of Superfax; 4 5-lb. jars, 53 8-oz. jars, and 24 3-lb. jars of enriched nutritional yeast; 22 90-capsule btls. of Vitamin-mineral food supplement; 3 120-capsule btls. and 4 63-capsule btls. of Red Vite; and 1 270-tablet btl. and 2 90-tablet btls. of Vio-Min, at Jacksonville, Fla.

**SHIPPED:** On various unknown dates, from Los Angeles and Hollywood, Calif., York, Pa., and Yonkers, N.Y.

**LABEL IN PART:** "Formula 445 Organic Hematinic. Each Tablet Contains \* \* \* Folic Acid 5 mgs."; "Formula 267 Vitamin B<sub>12</sub> Folic Acid in a base of

Duodenal Substance \* \* \* Each Tablet Contains \* \* \* Folic Acid 10 mcg.”; “Formula 70 Stress Vitamins B Complex Plus C & K \* \* \* Each two tablets contain \* \* \* Folic Acid 2 mg.”; “Formula 56 Organic Hematinic \* \* \* Each Four Tablets Contain: \* \* \* Folic Acid 2 mg.”; “Formula 49 Vitamin B-Complex; \* \* \* 2 tablets 3 times daily \* \* \* Each 6 tablets contain \* \* \* Folic Acid 2 mg.”; “Be Bex Contains Complete, High Potency B-Complex Formula Many Essential Minerals Vitamin E and Vitamin C \* \* \* Each Be Bex Tablet Supplies \* \* \* Folic Acid 0.25 milligrams \* \* \* Directions: Take one to three tablets daily”; “Vitamin B Complex Plus All Important 8-complex vitamins in a natural base \* \* \* 1 to 3 tablets daily \* \* \* Three \* \* \* tablets contain: Folic Acid \* \* \* 2 milligrams”; “Nutrifax Multi-Vitamin Tablets \* \* \* Dosage: 2 tablets three times per day \* \* \* will supply \* \* \* Folic Acid 1.2 mg.”; “Superfax Multi-Vitamin Mineral Tablets \* \* \* Dosage: 3 tablets three times daily \* \* \* will supply; \* \* \* Folic Acid 2.5 mg.”; “Natural B-Complex primary dried enriched Nutritional Yeast \* \* \* a daily ration of two heaping teaspoons (10 grams) will provide \* \* \* Folic Acid 0.7 mg.”; “Vitamin-Mineral Food Supplement \* \* \* Three (3) tablets Daily Supply \* \* \* Folic Acid 0.75 Mg.”; “Red-Vite A Modern Hematinic \* \* \* 3 Red-Vite Capsules supply: \* \* \* Folic Acid 1.0 mg. As a supplement, take 3 capsules daily”; and “Vio-Min \* \* \* Vitamins and Minerals \* \* \* One Vio-Min tablet after each meal. Three tablets per day supply \* \* \* Folic Acid 2 mgs.”

**LIBELED:** 4-24-62, S. Dist. Fla.

**CHARGE:** 402(a) (2) (C)—while held for sale, the articles contained a food additive, namely, folic acid, which is unsafe within the meaning of 409, since it and its use, or intended use were not in conformity with a regulation or exemption in effect pursuant to 409.

**DISPOSITION:** 5-24-62. Default—destruction.

**28495. Cocomalt.** (F.D.C. No. 47397. S. No. 5-273 T.)

**QUANTITY:** 77 cases, 12 12-oz. cans each, at Halethorpe (Baltimore), Md.

**SHIPPED:** 1-15-62 and 2-28-62, from Jersey City, N.J., by Penick & Ford, Ltd., Inc.

**LABEL IN PART:** (Can) “New 12 Oz. Net Wt. Super Cocomalt \* \* \* Multiple Vitamin Milk Fortifier Instant Chocolate Drink \* \* \* Ingredients \* \* \* Penick & Ford, Ltd., Inc., New York, N.Y. \* \* \* Two Glasses a Day Give You Daily Needs of 8 Essential Vitamins and Minerals, Plus Protein Nutrition Benefits in Each 8 Oz. Serving \* \* \* New Super Cocomalt Makes a Delicious Drink-To-Your-Health.”

**LIBELED:** 3-20-62, Dist. Md.

**CHARGE:** 403(a)—when shipped, the label statements which represented and suggested that the article was adequate and effective to promote healthy teeth and bone formation; resist infection; promote sound nerves; stimulate good appetite and normal digestion; promote growth, normal vision, and healthy skin; promote good health; maintain normal function of skin; promote growth in children; and for other purposes, were false and misleading, since they were contrary to fact; and 403(a)—the label statements of the quantity of vitamins, minerals and proteins supplied by the article when mixed with milk were misleading, since they exaggerated the nutritive properties of the article.

**DISPOSITION:** 4-19-62. Default—delivered to charitable institutions.